#### LOCAL FORM FOR A CHAPTER 13 PLAN UNDER FEDERAL RULE OF BANKRUPTCY PROCEDURE 3015.1 AND **ADMINISTRATIVE ORDER NO. 17-04**

#### UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF MICHIGAN

IN RE:					
Andrew Taylor		E NO. PTER 13			
S.S.#xxx-xx-3213 Debtor		JUDGE			
and		PLAN	SUMMARY		
		· ·	tional purposes only.		
S.S.#	Mini Plan Mini				
[X] Original	CHAPTER 13 PLA	<u>N</u> ation Modification ‡	<b>‡</b>		
A. Nonstandard Provisions set out in Section IV of Bankruptcy Procedure 3015(c), a "nonsta means a provision that is not otherwise incluform for a Chapter 13 Plan in the Eastern D	V. Under Federal Rule indard provision" ided in the approved		f the following items:  Not included		
B. A limit on the amount of a secured claim bas		☐ Included	<b>✓</b> Not included		
the collateral for the claim.  C. Avoidance of a security interest or lien.		☐ Included	<b>✓</b> Not included		
IF AN ITEM IS CHECKED AS "NOT INC VOID EVEN IF OTHERWISE INCLUDE!					
ANY "NONSTANDARD PROVISION" TI					
IF THIS SECTION I INDICATES THAT THE PROVISIONS", ANY "NONSTANDARD IN SPECIFICALLY LISTED IN SECTION IN S	PROVISIONS" IN TH				
THIS PLAN IS SUBJECT TO AND INCORPORA WHICH MAY BE FOUND AT <u>WWW.13EDM.CO</u> UPON WRITTEN REQUEST.					
II. APPLICABLE COMMITMENT PERIOD; P.	LAN PAYMENTS: PL	AN LENGTH: EF	FECTIVE DATE AND		

# **ELIGIBILITY FOR DISCHARGE:**

A. V Debtor's Current Monthly Income exceeds the applicable State median income. Debtor's Applicable Commitment Period is 60 months. Debtor's Plan Length shall be 60 months from the date of entry of the Order Confirming Plan.

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		Debtor's Current Monthly Income is less than or equal to the applicable State median income. Debtor's Applicable Commitment Period is 36 months. Debtor's Plan Length shall be months from the date of entry of the Order Confirming Plan. <b>This is a minimum Plan length</b> . If the Plan has not been completed in the minimum Plan length, the Plan length shall be extended as necessary for completion of the requirements of the Plan; provided that in no event will the Plan term continue beyond 60 months from the date of entry of the Order Confirming Plan. See Paragraph J of the Additional Terms, Conditions and Provisions for additional information regarding Completion of Plan.
		If neither or both of the above boxes is checked, then the Applicable Commitment Period and the Plan Length shall be 60 months from the date of entry of the Order Confirming Plan.
	B.	Debtor's plan payment amount is \$566.08 weekly.
	C.	Future Tax Refunds. See Paragraph A of the Additional Terms, Conditions and Provisions for additional information regarding Tax Refunds and Tax Returns.
	cked	CASES ASSIGNED TO BAY CITY DIVISION: Check only one box. If none are checked or more than one box is d, paragraph 2 shall apply:  Debtor's Plan proposes a 100% dividend to unsecured creditors. Therefore, debtor is not required to remit any future Tax funds
2.	pro	Debtor's Plan proposes less than a 100% dividend to unsecured creditors and debtor's Schedule I <i>does not</i> include a paration for anticipated Tax Refunds. Debtor will remit 50% of all Federal and State Tax Refunds that debtor receives or is titled to receive after commencement of the case.
3.	ant to:	Debtor's Plan proposes less than a 100% dividend to unsecured creditors and debtor's Schedule I <i>includes</i> a proration for ticipated Federal Tax Refunds. Debtor will remit 100% of all Federal and State Tax Refunds that debtor receives or is entitled receive after commencement of the case to the extent the Refund exceeds the sum of twelve times the amount of the Federal d State Tax Refund pro-ration shown in Schedule I.
БО	D (	NA GEG A GGYGNED THO DETERMINED AND GUILLIA AND A COMPANY OF THE AND A C
	ecked <b>√</b>	CASES ASSIGNED TO DETROIT DIVISION: Check only one box. If none are checked or more than one box is d, paragraph 2 shall apply:  Debtor's Plan proposes a 100% dividend to unsecured creditors. Therefore, debtor is not required to remit any future Tax funds.
2.	pro	Debtor's Plan proposes less than a 100% dividend to unsecured creditors and debtor's Schedule I <i>does not</i> include a paration for anticipated Tax Refunds. Debtor will remit 100% of all Federal Tax Refunds that debtor receives or is entitled to be after commencement of the case.
3.	ant aft	Debtor's Plan proposes less than a 100% dividend to unsecured creditors and debtor's Schedule I <i>includes</i> a proration for ticipated Federal Tax Refunds. Debtor will remit 100% of all Federal Tax Refunds that debtor receives or is entitled to receive er commencement of the case to the extent the Refund exceeds the sum of twelve times the amount of the Federal Tax Refunds paration shown in Schedule I.
ΕO	D C	CASES ASSIGNED TO FLINT DIVISION: Check only one box. If none are checked or more than one box is checked,
	agra	aph 2 shall apply:  Debtor's Plan proposes a 100% dividend to unsecured creditors. Therefore, debtor is not required to remit any future tax funds.
2.	pro	Debtor's Plan proposes less than a 100% dividend to unsecured creditors and debtor's Schedule I <i>does not</i> include a partition for anticipated tax refunds. Debtor will remit 100% of all Federal Tax Refunds that Debtor receives or is entitled to be delivered after commencement of the case.
3.	ant	Debtor's Plan proposes less than a 100% dividend to unsecured creditors and debtor's Schedule I <i>includes</i> a proration for ticipated Federal Tax Refunds. Debtor is not required to remit Federal Tax Refunds in excess of the amount of the proration own on Schedule I.
	D.	☐ If the box to the immediate left is "checked", the debtor acknowledges that debtor <b>is not</b> eligible for a discharge pursuant to 11 USC §1328.

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☐ If the box to the immediate left is "checked", the joint debtor acknowledges that joint debtor **is not** eligible for a discharge

pursuant to 11 USC §1328.

- E. If the box to the immediate left is "checked", the debtor or joint debtor is self-employed AND incurs trade credit in the production of income from such employment. Debtor shall comply with the requirements of Title 11, United States Code, and all applicable Local Bankruptcy Rules regarding operation of the business and duties imposed upon the debtor.
- III. DESIGNATION AND TREATMENT OF CLASSES OF CLAIMS: See Paragraph F of the Additional Terms, Conditions and Provisions for additional information regarding the order in which claims are to be paid.
  - A. Class One TRUSTEE FEES as determined by statute.
  - B. Class Two ADMINISTRATIVE CLAIMS, INCLUDING ATTORNEYS FEES AND COSTS:
    - 1. PRE-CONFIRMATION ATTORNEY FEES: At confirmation of the Plan, Counsel shall elect to either:
      - In lieu of filing a separate fee application pursuant to 11 USC §327 and §330, accept the sum of \$ 3,500.00 for services rendered plus \$ 0.00 for costs advanced by Counsel, for total Attorney Fees and Costs of \$ 3,500.00 through the Effective Date of the Plan. The total Attorney Fees and Costs less the sum paid to Counsel prior to the commencement of this case as reflected in the Rule 2016(b) Statement leaving a net balance due of \$ 3,500.00, will be paid as an Administrative Expense Claim; or
      - Request an award of compensation for services rendered and recovery of costs advanced by filing a separate Application for Compensation for services rendered up through the date of entry of the Order Confirming Plan pursuant to 11 USC §327 and §330. If Counsel elects to file a fee application pursuant to this sub-paragraph, the Trustee shall escrow \$3,500.00 for this purpose. See Paragraph B of the Additional Terms, Conditions and Provisions for additional information.
    - 2. POST-CONFIRMATION ATTORNEY FEES: See Paragraph D of the Additional Terms, Conditions and Provisions for additional information.
    - 3. RETENTION OF OTHER PROFESSIONALS FOR POST-PETITION SERVICES: Debtor \( \precent{Delta} \) has retained or \( \precent{Delta} \) intends to retain the services of (name of person to be retained) as (capacity or purpose for retention) to perform professional services post-petition with fees and expenses of the professional to be paid as an Administrative Expense. See Paragraph C of the Additional Terms, Conditions and Provisions for additional information.
    - 4. OTHER ADMINISTRATIVE EXPENSE CLAIMS: Any administrative expense claims approved by Order of Court pursuant to 11 USC §503 shall be paid as a Class Two administrative claim. See Paragraph E of the Additional Terms, Conditions and Provisions for additional information.
  - C. CLASS THREE SECURED CLAIMS TO BE STRIPPED OR AVOIDED FROM THE COLLATERAL AND TREATED AS UNSECURED CLAIMS TO BE PAID BY TRUSTEE. See Paragraph G and Paragraph N of the Additional Terms, Conditions and Provisions for additional information.

Class 3.1 Liens to be Stripped. 11 USC §506(a).

Creditor	<u>Collateral</u>				
None					
Class 3.2 Judicial Liens and Non-Possessory, Non-Purchase Money Liens to be Avoided. 11 USC §522(f).					

<u>Creditor</u>	<u>Collateral</u>
-NONE-	

- D. CLASS FOUR SECURED CLAIMS ON WHICH THE LAST CONTRACTUAL PAYMENT IS DUE BEYOND THE LENGTH OF THE PLAN. 11 USC §1322(b)(5).
  - Continuing Payments on a claim secured by the debtor's principal residence that come due on and after Class 4.1 the date of the Order for Relief. (See Paragraph P, Paragraph L and Paragraph EE of the Additional Terms, Conditions and Provisions for additional information).

Creditor	<u>Collateral</u>	Monthly Payment	Direct or Via Trustee
Carrington Mortgage Service	6177 Inverness Romulus, MI 48174 Wayne County	1,247.00	Trustee

**Class 4.2** Pre-Petition Arrearages on a claim secured by the debtor's principal residence to be paid by Trustee: Those amounts which were due as of the filing of the Order for Relief:

Creditor	<u>Collateral</u>	Arrears Amount	Estimated Average  Monthly Payment	Months to Cure From Confirmation Date
Carrington Mortgage Service	6177 Inverness Romulus, MI 48174 Wayne County	12,500.00	892.86	14

#### **Class 4.3** Continuing Payments other than on a claim secured by the debtor's principal residence that come due on and after the date of the Order for Relief. (See Paragraph P, Paragraph L and Paragraph EE of the Additional Terms, Conditions and Provisions for additional information).

Creditor	<u>Collateral</u>	Monthly Payment	Direct or Via Trustee
-NONE-			

#### **Class 4.4** Pre-Petition Arrearages other than on a claim secured by the debtor's principal residence to be paid by Trustee: Those amounts which were due as of the filing of the Order for Relief:

Creditor	<u>Collateral</u>	Arrears Amount	Estimated Average  Monthly Payment	Months to Cure From Confirmation Date
-NONE-				

### E. CLASS FIVE - SECURED CLAIMS ON WHICH THE LAST PAYMENT WILL BECOME DUE WITHIN THE PLAN DURATION. (See Paragraph H, Paragraph L, Paragraph O, and Paragraph S of the Additional Terms, Conditions and Provisions for additional information).

#### Class 5.1. Secured Claims not excluded from 11 USC §506 to be paid Equal Monthly Payments. 11 USC $\S1325(a)(5)(B)$ :

Creditor/Collateral	Indicate if "crammed" *** or modified	Interest rate (Present Value Rate)	Total to be paid Including Interest	Monthly <u>Payment</u>	Direct or Via Trustee
-NONE-/					

<sup>\*\*\*</sup> See debtor's Schedule A/B for more information about values.

#### Class 5.2. Secured Claims not excluded from 11 USC §506 not to be paid Equal Monthly Payments. 11 USC $\S1325(a)(5)(B)$ :

Creditor/Collateral	Indicate if "crammed"***or modified	Interest rate (Present Value Rate)	Total to be paid including interest	Estimated Average Monthly Payment	Direct or Via Trustee
-NONE-/					

<sup>\*\*\*</sup> See debtor's Schedule A/B for more information about values.

#### Class 5.3. Secured claims excluded from 11 USC §506 by the "hanging paragraph" at the end of 11 USC §1325(a)(9) to be paid "Equal Monthly Payments". 11 USC §1325(a)(5)(B).

Creditor/Collateral	Indicate if " <u>modified</u>	Interest rate (Present Value Rate)	Total to be paid Including interest	Monthly Payment	Direct or Via Trustee
-NONE-/					

#### Class 5.4. Secured claims excluded from 11 USC §506 by the "hanging paragraph" at the end of 11 USC §1325(a)(9) not to be paid Equal Monthly Payments. 11 USC §1325(a)(5)(B).

Creditor/Collateral	Indicate if "modified	Interest rate (Present Value Rate)	Total to be paid Including interest	Estimated Average Monthly_ Payment	Direct or Via Trustee
-NONE-/					

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Class 5.5. Surrender of collateral. (See Paragraph P of the Additional Terms, Conditions and Provisions for additional information).

The debtor(s) surrenders debtor's interest in the following collateral. Any allowed unsecured claim remaining after disposition of the collateral will be treated as a Class 9 General Unsecured Creditor.

Creditor Name	Description of Collateral
-NONE-	

F. CLASS SIX - EXECUTORY CONTRACTS AND/OR UNEXPIRED LEASES. 11 USC §§365, 1322(b)(7): Debtor assumes the executory contracts and unexpired leases listed in subparagraph 1. (See Paragraph K of the Additional *Terms, Conditions and Provisions for additional information).* 

#### **Class 6.1. Continuing Lease/Contract Payments:**

Creditor	<u>Property</u>	Monthly Payment	Lease/Contract expiration date	Direct or Via <u>Trustee</u>
-NONE-				

#### Class 6.2. Pre-petition Arrearages on Assumed Executory Contracts and Leases (to be paid by Trustee):

<u>Creditor</u> <u>Property</u>		Arrears Amount	Estimated Average  Monthly Payment	Months to Cure From Confirmation Date
-NONE-				

Class 6.3. Debtor rejects the executory contracts and unexpired leases listed in this subparagraph 3. Any unexpired lease or executory contract that is neither expressly assumed in Class 6.1 above or expressly rejected below shall be deemed rejected as of the date of confirmation of debtor's chapter 13 plan to the same extent as if that unexpired lease or executory contract was listed below. (See Paragraph K of the Additional Terms, *Conditions and Provisions for additional information):* 

Creditor	Property		
-NONE-			

G. CLASS SEVEN - PRIORITY UNSECURED CLAIMS. 11 USC §§507, 1322(a)(2).

#### Class 7.1. Domestic Support Obligations: Continuing Payments that come due on and after the date of the Order for **Relief:**

Creditor	Monthly Payment	Direct or Via Trustee
-NONE-		

### Class 7.2. Domestic Support Obligations: Pre-Petition Arrearages due as of the filing of the Order for Relief:

Creditor	Arrears Amount	Estimated Average Monthly Payment	<u>Direct or Via Trustee</u>
-NONE-			

#### Class 7.3. All Other Priority Unsecured Claims [11 U.S.C. §1322(a)(2)]

<u>Creditor</u>	<u>Amount</u>	Direct or Via Trustee
-NONE-		

H. CLASS EIGHT – SEPARATELY CLASSIFIED UNSECURED CLAIMS. 11 USC §1322(b)(1): (To be paid by Trustee): (See Paragraph M of the Additional Terms, Conditions and Provisions for additional information):

Creditor	<u>Amount</u>	Interest Rate	Reason for Special Treatment
-NONE-			

I. CLASS NINE - GENERAL UNSECURED CLAIMS (to be paid by Trustee): — See Paragraph N of the Additional Terms, Conditions and Provisions for additional information.

	that is not less than the Amount Available in Chapte Value of Encumbered Property (the "Unsecured Ba Amount; or (ii) will continue for the full Plan Leng greater payment to Class 9 Unsecured Creditors. Se	to creditors holding Class 9 General Unsecured claims in an amount er 7 shown on Attachment 1, Liquidation Analysis and Statement of se Amount"). This Plan shall provide either (i) the Unsecured Base th as indicated in Paragraph II.A of this Plan, whichever yields the the Attachment 2, Chapter 13 Model Worksheet, Line 8, for to be available for payment to Class 9 Unsecured Creditors.
<b>✓</b>	This Plan shall provide a dividend to holders of Cla	ss 9 General Unsecured Claims equal to 100% of allowed claims.
If neither	r box is checked or if both boxes are checked, then the	ne plan shall pay the Unsecured Base Amount.
IV. Non	If the box to the immediate left is "checked", credite interest on their allowed claims at the rate of <b>0.00% astandard Plan Provisions:</b>	ors holding claims in Class Seven, Eight and Nine shall receive per annum as required by 11 USC §1325(a)(4).
Applications Awarding Po Confirming I debtor's Plan	s for compensation for services rendered subsequencest-Confirmation Attorney Fees, if debtor's Plan we Plan, all unpaid Attorney Fees and costs shall be p	ARATE APPLICATION: Counsel reserves the right to file ent to Confirmation of this Plan. Upon entry of an Order-vill not complete within 60 months of the date of the Orderaid by the Trustee only after a Plan modification that allowshe Order Confirming Plan is approved with notice as is
following or Level 1: Clas Level 2: Clas Level 3: Clas Level 4: Clas Level 5: Clas Level 6: Clas Level 7: Clas	der to the extent that funds are available: ss 1 sses 2.1, 2.2 and 2.3; Class 5.1, 5.3 and 6.1 sses 5.1, 5.3 and 6.1; Class 2.1 and 2.3 ss 2.2 and 2.4 ss 4.1 and 4.3 sses 4.2, 4.4, 5.2, 5.4 and 6.2	s Plan proposes payment through the Trustee shall be paid in the
sufficient fur	nds to pay all claims within a level then the claims	bursements are made to any subordinate class. If there are not in that level shall be paid <i>pro rata</i> .  If not represented by an attorney), certify that this Plan contains
no "Nonstan	ndard Provisions" other than those set out in Secti	ion IV above.
/s/ Jesse R.		/s/ Andrew Taylor
Attorney for 25140 Lahse Southfield,	er Road, Suite 252-B MI 48033	Andrew Taylor Debtor
Street Addre	ess MI 48033-0000	Joint Debtor
	nd Zip Code	Joint Delioi
Sweeneylav	w2005@yahoo.com	
E-Mail Adda <b>586.909.801</b>		November 16, 2019
100.808.001	Į.	Date

Phone Number

## ATTACHMENT 1

## LIQUIDATION ANALYSIS AND STATEMENT OF VALUE OF ENCUMBERED PROPERTY:

TYPE OF PROPERTY	FAIR MARKET VALUE	LIENS	DEBTOR'S SHARE OF EQUITY	EXEMPT AMOUNT	NON-EXEMPT AMOUNT
PERSONAL RESIDENCE					
6177 Inverness Romulus, MI 48174 Wayne County	260,000.00	87,538.00	172,462.00	25,150.00	147,312.00
PERSONAL RESIDENCE (total)	260,000.00	87,538.00	172,462.00	25,150.00	147,312.00
REAL ESTATE OTHER THAN PERSONAL RESIDENCE	0.00	0.00	0.00	0.00	0.00
HHG/PERSONAL EFFECTS					
Misc. articles of furniture and appliances. Location: 6177 Inverness, Romulus MI 48174	5,000.00	0.00	5,000.00	5,000.00	0.00
HHG/PERSONAL EFFECTS (total)	14,800.00	0.00	14,800.00	13,000.00	1,800.00
JEWELRY					
Jewelry. Location: 6177 Inverness, Romulus MI 48174	5,000.00	0.00	5,000.00	1,700.00	3,300.00
JEWELRY (total)	5,000.00	0.00	5,000.00	1,700.00	3,300.00
CASH/BANK ACCOUNTS	100.00	0.00	100.00	0.00	100.00
VEHICLES					
2009 Infinity XS35 198000 miles Location: 6177 Inverness, Romulus MI 48174	8,000.00	0.00	8,000.00	1,325.00	6,675.00
VEHICLES (total)	8,000.00	0.00	8,000.00	1,325.00	6,675.00
OTHER (itemize)					
401k: Well Fargo	27,000.00	0.00	27,000.00	27,000.00	0.00

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OTHER (total)	27,000.00	0.00	27,000.00	27,000.00	0.00
Amount available	upon liquidation			\$	159,187.00
Less administrative expenses and costs					15,586.25
Less priority clain	ns			\$	0.00
Amount Available	e in Chapter 7			\$	143,600.75

#### **ATTACHMENT 2**

# CHAPTER 13 MODEL WORKSHEET LOCAL BANKRUPTCY RULE 3015-1(B)(2) E.D.M

1.	Proposed length of Plan:	60	months	
2.	Initial Plan Payment: \$2,453.02 per month x 60 months = \$147,18	<b>81.20</b> (sub	ototal)	
3.	Additional Payments: \$ per=\$(	(subtotal)		
4.	Lump sums payments			 \$0.00
5.	Total to be paid into Plan (total of lines 2 th	rough 4)		 \$147,181.20
6.	Estimated disbursements other than to Class	s 9 Genera	al Unsecured Creditors	
	a. Estimated Trustee Fees		\$13,246.20	
	b. Estimated Attorney Fees and costs throug confirmation of plan	gh	\$5,000.00	
	c. Estimated Attorney Fees and costs post-c through duration of Plan	onfirmation	\$ <b>2,000.00</b>	
	d. Estimated fees of other Professionals		\$0.00	
	e. Total mortgage and other continuing secur payments	ired debt	\$74,820.00	
	f. Total non-continuing secured debt payme (including interest)	ents	\$0.00	
	g. Total priority claims		\$0.00	
	h. Total arrearage claims		\$12,500.00	
7.	Total disbursements other than to Class 9 G (Total of lines 6.a through 6.h)	eneral Un	secured Creditors	\$ 104,066.20
8.	Funds <i>estimated</i> to be available for Class 9 General Unsecured Creditors (Line 5 minus Line 7)			\$ 43,115.00
9.	Estimated dividend to Class 9 General Unse (see Liquidation Analysis on page 6)	ecured Cre	editors in Chapter 7 proceeding	\$ 143,600.75